



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/634,257
Filing Date: 08/05/2003
Applicant: Masami Tamura, et al.
Group Art Unit: 3618
Examiner: Gerald B. Klebe
Title: COVER STRUCTURE FOR HEAT EXCHANGER
HAVING RESINOUS TANK
Attorney Docket: 4041J-000745

Director of The United States Patent and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO ELECTION OF SPECIES

Sir:

In response to the Office Action mailed September 8, 2005, Paper No./Mail Date 20050828, please consider the following.

The Examiner has required an election of species pursuant to 35 U.S.C. § 121 to one of the following patentably distinct species:

Species I. Figures 1-3 depicting an embodiment of a cover structure for a heat exchanger of a vehicle in which the cover is structured to be mountable from a portion of a vehicle in front of the heat exchanger of the vehicle and without any attachment to the heat exchanger;

Species II. Figures 4-6 in which the cover is attachable directly to the vehicle heat exchanger.

Applicants, without traverse, respectfully request the Examiner to proceed with Species I principally illustrated in Figures 1-3. Applicants believe that Claims 1-4, 8-12, 14 and 15 read on the elected species and that at least Claims 1, 8-11 and 14-15 are generic. Applicants request that the non-elected Claims be held in abeyance for possible rejoinder and/or further prosecution in future divisional and/or continuation applications.

CONCLUSION

It is believed that a full and complete response has been made to the outstanding Office Action, and as such, the present application is in condition for allowance. Thus, prompt and favorable consideration of this Response is respectfully requested. If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 641-1600.

Respectfully submitted,

Dated: October 7, 2005
HARNES, DICKEY & PIERCE, P.L.C.
P.O. Box 828
Bloomfield Hills, MI 48303
(248) 641-1600

By: 

Michael J. Schmidt
Reg. No. 34,007

MJS/pmg